

MINUTES OF THE BOARD OF DIETITIAN/NUTRITIONIST EXAMINERS

DATE: August 26, 2016

TIME: 10:00 AM CST

LOCATION: Poplar Conference Room
665 Mainstream Drive, 1st Floor
Nashville, TN 37243

MEMBERS PRESENT: Jacqueline Daughtry, Chair – Presiding Officer
Samuel Sisley
Virginia Carney
Susan Brantley
James Burkard

MEMBER(S) ABSENT: Jennifer White, Consumer Member

STAFF PRESENT: Michael Sobowale, Unit Director
Mary V. Webb, Interim Board Administrator
Marcina Egedegbe, Board Administrative Assistant
Jamie L Formont, Assistant General Counsel
Nichelle Dorroh, Office of Investigations
Vanessa Crutcher, Financial Officer

GUEST(S) PRESENT: Jill Talbert, Legislative Liaison, TAND

1. Call to Order

With a quorum present, Ms. Daughtry called the meeting to order at 10:00 AM. Mrs. Daughtry welcomed Mr. James Burkard to the board. Thereafter, a roll call of all board members and administrative staff present was taken.

2. Minutes

Ms. Susan Brantley made a motion to amend the minutes of the February 26, 2016 meeting. Thereafter, Ms. Carney made a motion, seconded by Mr. Sisley, to approve the minutes of the February 26, 2016 board meeting as amended. The motion carried.

3. Office of General Counsel Report

Jamie Formont, Assistant General Counsel, reminded members about the Conflict of Interest policy. She discussed that the purpose of the discussion is to ensure that the individual interests of board members do not conflict with or have the appearance of conflicts with their responsibilities to the Board. She presented the following report from the Office of General Counsel (OGC):

A. Litigation

There were no open cases in the Office of General Counsel to be presented.

B. Legislation

Ms. Formont reported that the legislature voted to extend the Board for an additional six (6) years until June 30, 2022.

C. Rules

There were no pending rules or regulations pertaining to the Board in the Office of General Counsel for presentation.

4. Investigative and Disciplinary Reports

Ms. Nichelle Dorroh, Disciplinary Coordinator in the Office of Investigations presented the report. Currently, there are two (7) open complaint cases in the Office of Investigations. There is one (1) practitioner currently being monitored following Board disciplinary action.

5. Financial Report

Ms. Vanessa Crutcher, Division Financial Officer, presented the board's financial report. At the close of fiscal year 2015, the Board had revenue of \$96,261 with expenditures of \$60,840. Added to the fiscal year 2014 carryover, the Board currently has a cumulative carryover of \$171,674. Ms. Crutcher advised the Board pursuant to the formula stated in the policy for health regulatory boards on fee reductions, the projected expenditures and revenue suggest the cumulative carryover is close to the threshold to begin discussion regarding fee reduction. Ms. Crutcher will present suggested fee reductions for the Board to consider at the next meeting.

6. Applicant Interviews

Kendra Bridgewater, DN – Ms. Bridgewater is seeking initial licensure as a Dietitian/Nutrition Examiner. The Board reviewed her file due to finding of two criminal convictions for Driving While Impaired (DWI) on her criminal background check. Ms. Bridgewater was not present but was interviewed by phone. After review and discussion, Mr. James Burkard made a motion, seconded by Mr. Sisley to approve Ms. Bridgewater for a license. The motion carried.

7. Administrative Report

Marcina Egedegbe, Interim Board Administrative Assistant, presented the administrative report. As of August 19, 2016, there are 1704 active dietitians/nutritionists licensees.

LICENSURE STATUS TOTALS FOR THE MONTHS OF
FEBRUARY 4, 2015, THROUGH AUGUST 19, 2016

Dietitians/Nutritionist	
New Applications Received - 95	Online Renewals- 415
Newly Licensed - 100	Paper Renewals- 285
Reinstatements - 11	Total Renewals - 130
Licenses Retired- 7	
Failed to Renew- 58	
Temporary Licenses Issued - 5	

For this reporting period, online renewals for Dietitians/Nutritionist constituted a usage rate of 69%.

TSAC Orders

There was none to report for this period.

Board Composition

The Board would like to thank Abbie Kozomara for her dedicated services that she has provided on behalf of the board. James Burkard was installed as the new board member on August 26, 2016.

2016 Conferences

- 2016 Annual Educational Conference (CLEAR): 15 Sep - 17 Sep 2016, in Portland OR
- Food and Nutrition Conference and Expo – October 15-18, 2016, Boston, MA.

Ms. Carney made a motion to have Ms. Daughtry attend the Food and Nutrition Conference and Expo on October 15-18, 2016 in Boston, MA. Upon a motion by Ms. Carney, and seconded by Mr. Sisley, the motion carried. Mr. Sisley announced he would not be able attend the 2016 Annual Educational Conference (CLEAR) on September 15-17 in Portland, OR. Due to travel authorization restrictions (approval deadlines), the Board may not be able to approve a substitute Board member or administrative staff member to attend the CLEAR conference.

Agreed Citations

A. Heather Wanke

Mr. Sobowale presented the Agreed Citation on Heather Wanke, LDN #2102 for ratification. This respondent practiced on an expired license for twenty-six months (26) months and pursuant to the Board's lapsed license policy, an Agreed Citation was issued for this violation. Ms. Wanke agreed to pay assessed civil penalties in the amount of thirteen hundred (1300.00) dollars and the violation will be reported to health licensees' disciplinary database and also appear on the Health Department's website. Ms. Wanke's case was reported to the Office of General Counsel to review. Upon a motion by Ms. Brantley, and seconded by Ms. Carney, the board voted to ratify the Agreed Citation. The motion passed.

B. Callie Klein Weins, LDN, Respondent

Mr. Sobowale presented the Agreed Citation on Callie Klein Weins, LDN #2719 for ratification. This respondent practiced on an expired license for four months (4) months and pursuant to the Board's lapsed license policy, an Agreed Citation was issued for this violation. Ms. Weins agreed to pay assessed civil penalties in the amount of one hundred (\$100.00) dollars and the violation will be reported to health licensees' disciplinary database and also appear on the Health Department's website. Upon a motion by Ms. Carney, and seconded by Ms. Brantley, the board voted to ratify the Agreed Citation. The motion passed.

C. Elizabeth F. Lowe

Mr. Sobowale presented the Agreed Citation on Elizabeth F. Lowe, LDN #479 for ratification. This respondent practiced on an expired license for four months (4) months and pursuant to the Board's lapsed license policy, an Agreed Citation was issued for this violation. Ms. Lowe agreed to pay assessed civil penalties in the amount of one hundred (\$100.00) dollars and the violation will be reported to health licensees' disciplinary database and also appear on the Health Department's website. Upon a motion by Ms. Brantley, and seconded by Mr. Burkard, the board voted to ratify the Agreed Citation. The motion passed.

D. MariEtta Elizabeth Parrish, LDN, Respondent

Mr. Sobowale presented the Agreed Citation on MariEtta Elizabeth Parrish, LDN #2082 for ratification. This respondent practiced on an expired license for five months (5) months and pursuant to the Board’s lapsed license policy, an Agreed Citation was issued for this violation. Ms. Parrish agreed to pay assessed civil penalties in the amount of one hundred fifty (\$150.00) dollars and the violation will be reported to health licensees’ disciplinary database and also appear on the Health Department’s website. Upon a motion by Ms. Brantley, and seconded by Mr. Sisley, the board voted to ratify the Agreed Citation. The motion passed.

8. Ratifications

Ms. Susan Brantley made a motion, seconded by Mr. James Burkard, to approve the list of newly licensed, reinstatements and closed files:

NEW LICENSES -DIETITIANS/NUTRITIONISTS- 100

AMACHER KAYLA LYNN	FERGUSON KATIE ELLEN	MAYFIELD BENJAMIN	SMITH CHRISTA
ANDERSON MYRIAM	FLOWERS LAUREN	MCFARLANE MORGAN	SMITHSON ALLEN
ANDREA	FREEMAN CAITLYN	KAYE	SMOTHERMAN ANGELA
ANN ARMES	GALTELLI JESSICA	MILLER KARA	STARKEY KALYN
ARNOLD AMANDA KAYE	GILBERT ALLISON PAIGE	OLSON MAUREEN	STEIER LAUREN
BAFUNNO ANNA	GIOVANNI MELISSA	PAINE SUNNI SORENSEN	SUMISLAWSKI KATHRYN
BEECH LEEANNA	GRENDA BRANDEE	PARKMAN EMILY	TAYLOR SAMANTHA
BEULKE JENNIFER FINCH	GRISANTI ANDREA	PARRIS MONIQUE	TAYLOR SARAH
BIANCHINI MARK	GRAVES	NICHELE	ASHLEIGH
BOYTEK JENNA	HAN EDWARD DU	PARRISH MARIETTA	THOMSON BETHANY
BROADRICK EMILY	HARDIN HANNAH	ELIZABETH	HELMS
CAROLINE	HEGEDUS WHITNEY	PARUS JODIE	THUL AMY
BROWN CARLI	HEYRMAN SARAH	PAYTON ALLISON	TOMES JENNIFER
BRUMFIELD RAVEN LEA	HOWELL CHRISTINE	PHILIPPS KAITLYN	TRUITT SUE PARTIN
BURGE-FORREST EDWINA	MARGARET	PHILLIPS TENA	TUTTLE ANNA
CALLAHAN VENUS EVE	HUXTABLE ANDREA	POWELL DUSTIN JAMES	WALLACE JACQUELINE
CANTRELL JENNIFER	LEIGH	PRESSON JENNIFER	DENISE
CLICK MEREDITH	JACKSON KATARA	QUINN SARAH ELIZABETH	WANKE HEATHER NEAL
COLE LEIGH	JOHNSON NATALIHA	RATCLIFF KAMELA	WEBSTER JENNIFER
COMBS MEGHAN	KILLAM-HALL SANDRA	REED JENNIFER	WEEKS LAUREN
DEBRUCE DEANNA	KAYE	REEDZE STEPHANIE LYNN	WELCH LACEY
DELANEY BRETT	KIRK LAUREN ALYSSA	ROBERTS BRITTANY	WIEDMAN SAMUEL
DEPEW SARAH	KOEHLER KIMBERLY	MARIE	WIENS CALLIE
DYESS AIMEE LAUREL	LASTER RILEY	SADOWSKI STACEY	WOOD RACHEL
EL SAYED HANAA A	LEBLANC CHELSEA	SAGANSKI JENNIFER	WRONKOWSKI ALYSSA
ELLIS BRITTANY	LEON NOEMI ALEJANDRA	SANTOS-PROWSE ROBERT	YINGLING KELSEY
ELROD MACKENZIE ANN	LESLIE JENNIFER	SCHMUTZER LAURA LANI	
ENO NICHOLAS	LOWE ELIZABETH F.	SCULLY ALEXA	
FEICK MARIJUNE	MARSHALL JENNIFER	SHAPTER JAMES	

REINSTATEMENTS -DIETITIANS/NUTRITIONISTS- 4

BRUMFIELD, RAVEN LEA
CALLAHAN, VENUS EVE
HEGEDUS, WHITNEY
KILLAM-HALL, SANDRA

LOWE, ELIZABETH F
PARRIS, MONIQUE
PARRISH, MARIETTA
THOMSON, BETHANY

TRUITT, SUE PARTIN
WANKE, HEATHER NEAL
WIENS,CALLIE

CLOSED FILES – DIETITIANS/NUTRITIONISTS- 15

REED JENNIFER
BIANCHINI MARK
BRIDGEWATER KENDRA
DAVIS LINDSY
DELANEY BRETT

ENO NICHOLAS
ERICKSON AMY
FIELD EMILY
HANEY LACY MARIE
LANGER TARA

MAURER ALICIA
OLSON MAUREEN
RICE BETH
SACKETT SHELBY
VERNIER,BRITTANY

9. Correspondence/ Other Discussion

Ms. Daughtry provided an update to the Board on the discussion with Representative Jeremy Faison, the chairman of the House Government Operations Committee, pertaining to an applicant with Certified Nutrition Specialist (CNS) credential who was trying to apply for a license in Tennessee but is currently prohibited from obtaining licensure in the State without meeting additional requirements contained in the Board’s rules. Ms. Daughtry reported that the Board has not had any formal communication with CNS or the legislative representative pertaining to the matter. Attorney Formont advised the Board that correspondence to discuss progress is not necessary at this time. Ben Simpson, legislative liaison for Department of Health, informed the Board that further discussion regarding the matter will take place in December. Mr. Simpson informed the Board that three bills affecting the Dietetics/ Nutritionist Board were recently passed:

A. The Dietetics/ Nutritionist Board has been extended for an additional 6 years until June 30, 2022.

B. Public Chapter 763- Public Chapter 763 This act revises delinquent privilege tax provisions that would require the Department of Revenue to notify the licensee that failure to cure the delinquency or deficiency prior to their licensure renewal date can result in renewal abeyance. For purposes of the bill, “cure” means payment in full, entering into an agreed payment plan, or abatement of tax liability. Licensing boards will be provided monthly with list of licensees who are delinquent 90 days or more and boards may not process licensure renewal.

C. Public Chapter 719- Allows licensing authorities for certain state regulatory agencies to consider whether a person's conviction for the commission of a felony bears directly on the person's fitness to practice competently when making determinations regarding the person's licensure status.

10. Board Introduction

Ms. Jill Talbert introduced herself to the Board as the new representative for the Tennessee Academy of Dietitians and Nutritionists (TAND). Ms. Daughtry, board chair, extended a welcome to Ms. Talbert on behalf of the Board.

10. Adjournment

With no further business to discuss, Ms. Carney moved to adjourn, seconded by Ms. Brantley. The motion carried. The meeting adjourned at 11:02 am.

These minutes were ratified by the Board on February 24, 2017.